

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 28 1994
 Returned to applicant for correction DEC 05 1994
 Corrected application filed DEC 30 1994 Map filed DEC 30 1994 under 60619

The applicant Beverly Brown Butler

P.O. Box 451 of Genoa
Street and No. or P.O. Box No. City or Town
Nevada 89411 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use of a portion
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under Permit 15321 (Certificate 4519)
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

- The source of water is underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.924 acre-feet
Second foot, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, T.13N.,
- The water is to be diverted at the following point
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
R.19E., M.D.B.&M. or at a point from which the NW corner of said Section 10 bears
N7°25'46"W a distance of 1,828.85 feet.
- The existing permitted point of diversion is located within
If point of diversion is not changed, do not answer.
the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, T.13N., R.19E.,
M.D.B.&M. or at a point from which the NE corner of said Section 9 bears N1°
32'30"E a distance of 1,769.00 feet.
- Proposed place of use 0.231 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, T.13N., R.19E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.B.&M. Located within Parcel 1 on map.
- Existing place of use 2.584 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 9, and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
Section 10 all in T.13N., R.19E., M.D.B.&M. Located within Parcels 1, 2 & 3 on map.
0.115 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, and 0.116 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section
9, all in T.13N., R.19E., M.D.B.&M. is to be stripped.
- Use will be from March 1 to October 1 of each year.
Month and Day Month and Day
- Use was permitted from March 1 to October 1 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well and ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$10,000.00
- Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use.....5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

See Attached remarks.....

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By s/Wyatt J. Owens
P.O. Box 16
Gardnerville, Nv. 89410
Compared pm/ jr/bk
Prottested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 15321, Certificate 4519 is issued subject to the terms and conditions imposed in said Permit 15321, Certificate 4519 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.002 cubic feet per second, but not to exceed 0.922 acre-feet annually, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 12, 1997

Proof of completion of work shall be filed before May 12, 1997

Application of water to beneficial use shall be made on or before April 12, 2000

Proof of the application of water to beneficial use shall be filed on or before May 12, 2000

Map in support of proof of beneficial use shall be filed on or before May 12, 2000

Completion of work filed JUN 12 1997
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No. Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 12th day of April,
A.D. 19 95
R. Michael Turnipseed
State Engineer

REMARKS

Beverly Brown Butler is owner of 2.584 acres of water rights appurtenant to Parcels 1, 2 and 3, of which 0.693 acres is to remain on Parcel 3 with the rest being stripped and being reallocated as follows:

1. Parcel 1-0.231 acres.
2. Parcel 2-1.66 acres.

